IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 738 OF 2005

IN

SECOND APPEAL NO. 40 OF 2002

KISHORI SHARAD GAITONDE & ANR. ....Applicants
(REPRESENTED BY POWER OF ATTORNEY,
DR. V.R. DESH PRABHU,

Versus

SHRI LAXMAN GANESH GAONKAR & ORS. ....Respondents

Ms. P. Bharne, Advocate for the Applicant,
Shri R.G. Ramani For R. 2 To 4

Coram:- SMT. RANJANA DESAI, J.

Date:- 12th July, 2006

P.C.:

Heard learned counsel for the applicant.

The applicant wants to delete the names of respondents 1(a) and 1(b) as mentioned in paragraph 4. It is stated in the Civil Application that this Court had issued notices to the proposed legal heirs of respondent 1. The notices of the proposed legal heirs 1(a) and 1(b) have been returned back because they have expired. The learned counsel for the applicant says that respondents 1(a) and 1(b) have no heirs. Hence their names could be permitted to be deleted.

In the circumstances, the names of respondents 1(a) and 1(b) are permitted to be deleted in the application for bringing legal heirs on record. Needless to say that the appellant shall be responsible for whatever legal consequences that may ensue because of this order.

Civil Application disposed of.

SMT. RANJANA DESAI, J.

sl.